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**UNITED STATES DISTRICT COURT  
DISTRICT OF NEVADA**

CONCIERGE COMPOUNDING  
PHARMACEUTICALS, INC.

Plaintiff,

EXPRESS SCRIPTS, INC.

Defendant.

Case no: 2:16-cv-01797-JCM-CWH

**STIPULATION TO EXTEND  
TIME TO RESPOND TO  
PENDING MOTIONS FOR  
SUMMARY JUDGMENT  
(FIRST REQUEST)**

Plaintiff Concierge Compounding Pharmaceuticals (“Concierge”) and Defendant Express Scripts, Inc. (“Express Scripts”), by and through their respective undersigned counsel, pursuant to Local Rule IA 6-1, for their Stipulation to Extend Time to Respond to Pending Motions for Summary Judgment, stipulate as follows:

1. On January 12, 2018, Express Scripts filed a Motion for Partial Summary Judgment [ECF No. 32] with this Court.

2. On January 16, 2018, Concierge filed a cross Motion for Summary Judgment [ECF No. 35] with this Court.

3. The parties have conferred and agreed to extend the time in which they have to respond to the pending motions for summary judgment to February 16, 2018 in light of pre-existing obligations, including a trial in another matter, in the intervening weeks.

4. Replies will be filed on or before March 2, 2018.

5. This is the first stipulation for extension of time to file motions.

6. These requests are not made for the purpose of delay and will not affect any pending hearing dates or other deadlines set by the Court.

WHEREFORE, Concierge and Express Scripts request the Court grant the relief requested herein, give both Concierge and Express Scripts up to and including February 16, 2018 in which to respond to each of the pending motions for summary judgment, give both Concierge and Express Scripts up to and including March 2, 2018 in which to reply to each of the pending motions for summary judgment, and grant such other and further relief as the Court deems just and proper.

**STIPULATED AND AGREED TO:**

Dated: January 23, 2018

Dated: January 23, 2018

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Compounding Pharmaceuticals, Inc.*

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Express Scripts, Inc.*

IT IS SO ORDERED:

James C. Mahan  
Honorable James C. Mahan  
United States District Judge

DATED: February 2, 2018